

HOUSE BILL 2888
By Rowland

AN ACT to amend Tennessee Code Annotated, Title 29,
relative to eminent domain.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 29, Chapter 17, is amended by adding
the following new part 13:

§ 29-17-1301.

As used in this part, unless the context otherwise requires:

(1) "Commercial use" means a use that does not relate directly to providing a
governmental service or fulfilling a governmental responsibility. The term includes, but is
not limited to, the following:

- (A) Private residential development or use of property;
- (B) Private development of property under a lease; or
- (C) Use of property for retail or industrial purposes; and

(2) "Interest" includes the right to own, lease, sublease, transfer, or exchange a
part of a property to be condemned.

§ 29-17-1302.

Eminent domain under this chapter; title 29, chapter 16; or any other provision of
law shall not be used by the state, any political subdivision of the state, or any other
authority to whom the power of eminent domain has been granted to acquire property for
a commercial use or to transfer any interest in property to another person for a
commercial use.

SECTION 2. This act shall take effect July 1, 2006, the public welfare requiring it.